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UTAH PROCUREMENT CODE - REVERSE

AUCTIONS

2001 GENERAL SESSION

STATE OF UTAH

Sponsor: Martin R. Stephens

This act modifies the procurement code by authorizing the use of reverse auctions to award contracts. The act requires the Procurement Policy Board to make rules to govern the reverse auction process.

This act affects sections of Utah Code Annotated 1953 as follows:

ENACTS:

63-56-20.1, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **63-56-20.1** is enacted to read:

63-56-20.1. Contracts awarded by reverse auction.

(1) As used in this section, "reverse auction" means a process where:

(a) contracts are awarded in an open and interactive environment, which may include the use of electronic media; and

(b) bids are opened and made public immediately, and bidders given opportunity to submit revised, lower bids, until the bidding process is complete.

(2) (a) Notwithstanding the requirements of this chapter, contracts may be awarded through a reverse auction.

(b) The policy board shall make rules, consistent with this chapter, governing a reverse auction process.

Legislative Review Note

as of 1-9-01 1:11 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel